No. 1627/51.

Office of the District Soldiers, Sailors'& Airmens'Board, South Kanara, Mangalore, Dated 28-9-51.

To:- The Secretary,
Madras State Soldiers, Sailors'& Airmens'Board,
16 Nungumbakkam High Road,
M A D R A S.

SOLDIERS' SAILORS' AND AIRMEN'S BOARD
4303
1-OCT 1951
MADRAS

Sir,

Sub:- War-Educational Concessions - children and dependants of ex-mercantile marine personnel-Sri. Paul Saldanha- clarification of some more points solicited.

Ref:- M.S.S.& Board L.Dis. No. 3134/51 dated 28-7-51.

It would appear that the rules framed under G.O.No. 1879 Education dated 27-6-50 are applicable only to children and dependants of "soldiers" to enjoy military concessions from the POST WAR SERVICE RECONSTRUCTION FUND. The term"Soldiers" applies to combatant personnel enrolled under the Indian Army Act. Further under para 2 of the said G.O."PERSONS ELIGIBLE FOR CONCESSIONS", the G.O. is silent about war servie personnel as distinct from exservicemmen. The Post War Service Reconstruction Fund would appear to be intended only for exservice personnel who were contributing to the Fund whilst they were in the service and the recent instructionsgiven in letter No.2060/51 dated 7 September 1951 of the Committee for the Administration of the Post War Services Reconstruction Fund, Madras deny help even to the Serving Soldiers.Hence it may, perhaps, be also denied to Mercantile Marine Personnel who were actually civilians not contributing to Post war Services Reconstrcution Fund.

2 It is therefore presumed that the contents of G.O.No. 1879 Education dated 27-6-50 are applicable only to exservicemen wherever they occur in previous G.Os(i.e. G.O.No.Education 610 dated 20-4-45 and G.O.No.2230 Education dated 11th July 49). I request the clarification and confirmation of the above points.

3 Regarding Mercantile Marine personnel , such personnel were engaged by the Mercantile Marine Department only as non-combatants & un-enrolled; but subject to Navy Act so long as they served under the Royal Indian Navy for the duration of war. The term"subjet to" does not mean that they are enrolled under the INDIAN NAVY ACT. Persons enrolled under under the Indian Navy Act are combatant persons as distinct from Mercantile Marine Personnel who were only subject to Navy Act for the purpose of discipline. This is a point to be clarfied as the Secretary, D.S.S.&.A.Board cannot certify the fact that such persons are enrolled under the Indian Navy Act in the Eligibility Certificate to be issued to them VIDE G.O.No. 2796 of 9-11-48. In this particular case Srimathi S.Saldanha wife of Paul Saldanha , the discharge certificate belonging to the individual has not still been produced by the party concerned for a close scrutiny. Srimathi S.Saldanha has written to me recently stating that her husband is in Bombay and certificate will be produced as soon as it is received from him. Meanwhile I solicit your advice on the above points.

SECRETARY.
28-9-51.

DSN.

28/9/51

No. LDis 4303/57

Sub: War - edl. Concessions - Children and dependants of ex. Mercantile Marine personnel - question of their eligibility - instructions issued.

L2/13/10

p.l.cf.

Ref Letter No. 1627/51 dt 28.9.57 from the Secy DSE&HS Skanara

The Secy is informed as follows:-

Ex. Mercantile Marine personnel ~~Govt. No. 650~~ ~~G.O. No. 650~~ under G.O. No. 1879 Edn dt 21.6.1950, the children and dependants of only such personnel as served in the ranks as enrolled Combatants or non Combatants in the Army, Navy or Air Force are eligible for educational Concessions ~~G.O No. 3796 Edn dt 3.4.50~~. As the Discharge certificate of the ex. Mercantile Marine personnel has not yet been produced, the Secy is requested to examine it on production and see whether it satisfies the above requirements. In the event of doubt, the Dt. Edl. Offices may be consulted or a copy of the D.C. may be submitted to this State Bd. for examination.

Serving Soldiers At present the children and dependants of serving Soldiers are not eligible for the edl. Concessions granted under G.O. No. 1879, Edn dt 21.6.1950. The presumption expressed in para 2 of the Secy's letter is confirmed in this connection the Secy's attention is invited to the detailed instructions under issue in State Bd's LDis 4052/57.

p.l.cf.

In the other current No. 4052/57

To The Secy DSE&HS S. Kanara

DISPATCHED 16 OCT 1951

a/c 12.10.57. 12 Secy

Md 9.10.57

B2

4303/57-C

15 X 57

L.Dis.4052/51. Madras State Soldiers', Sailors' and Airmen's Board. Madras. 15-10-1951.

Sub: War - educational concessions - children and dependants of soldiers etc. - benefits from the P.W.S.R. Fund - question of eligibility to serving personnel - clarification issued.
Ref: (1) G.O. Nos. 1878 and 1879; Education, dated 21-6-1950.
(2) State Board's L.Dis. 3999/51 dated 18-9-1951 communicating a copy of letter No. 2060/51 dated 7-9-1951 from the P.W.S.R. Fund committee.

In view of the apparent inconsistency existing between (a) the certificate prescribed in respect of serving personnel in Form I and Schedule I of the Annexure to G.O. No. 1879, Education, dated 21-6-50 and (b) the contents of the letter cited at (2) above, the question as to whether serving personnel are eligible for the concessions was referred to the Hony. Secretary of the P.W.S.R. Fund. A copy of his reply letter No. 2155/51 dated 4-10-1951, which is self-explanatory, is appended below for the information and guidance of the Secretaries of the D.S.S.&A. Boards. A further communication will follow after the receipt of the final decision of the P.W.S.R. Fund Committee.

Sd. P.K. Pushparaj,
Secretary.

To the Secretaries of all D.S.S.&A. Boards.
Copies to S.F.(4) + 25 spare copies.

This disposes of the following letters from D.S.S.&A. Boards:
Madras Board No.60/1 L.3 dated 11-9-1951 (4052/51.C)
South Kanara Board No.2070/51 dated 28-9-1951 and No.1627/51 dated 28-9-1951, paras 1 & 2 (4303/51-C)
Nellore Board No.59/51-D dated 1-10-1951, para 2(4348/51-C)

/Forwarded/By order/

Vgr.16/10. Head clerk.

APPENDIX.

Copy of letter No. 2155/51 dated 4th October 1951 from the Hony. Secretary, P.W.S.R. Fund, Ootacamund to the Secretary, M.S.S.S.&A. Board, Madras.

Sub: Post War Services Reconstruction Fund - Benefits from - eligibility.
Ref: Your letter No. Rc.4052/51-C dated 27-9-1951.

The point whether Madrassi Defence Services personnel, who served in the war of 1939-46 and who are still serving, are eligible for the benefits of the Fund or not is under examination. The question of eligibility of such of those Madrassi ex-servicemen who served only during World War I or before is also under consideration.

2. Children and dependants of Madrassi Defence Services personnel of Part B States who did not serve during World War II are eligible for the benefits of the Fund if the soldiers are released from the Army, but not while in service. The criterion for deciding the question of eligibility in the case of soldiers who did not take part in the war of 1939-46 is that they should be released from the Army now.

3. Madrassi soldiers, their children and dependants, even though the soldiers might have been recruited after the termination of World War II, are eligible for the benefits of the Fund only if the soldiers are released from the army.

Sd. P. Govindan Nair,
Hony. Secretary.

/True copy/

NO. 4303/57-C

Sub: War. Edl Concession. Children and dependants of ~~ex~~ mercantile marine personnel - Sris Paul' Saldanha - clarifications of some more points - requested.

Ref - Letter NO: 1627/57 dt 28.9.57 from DSS to A Bod S.K

p1 ct

The Secy states as follows:-

p1 ct para 3 marked

"Mercantile Marine personnel were only subject to Naval Act for the purpose of discipline. The term "subject to" does not mean that they are enrolled."

(T) p4 para 2 -1 q

In para 2 of this State Bd's letter (T) p 4 the Secy was asked to find out whether or not the ~~ind~~ individual was enrolled and then decide on the ~~grant~~ eligibility

P.T.O

or otherwise of the case in question. ~~From the~~ ~~[illegible]~~ It is seen from the above cited letter that it presumes that the individual was not enrolled. | p. 1 ℄

A The Secy. has not furnished the D.C. and all relevant documents asked for in his State Bds letter (T) p. 3 para 2 as the D.C. is with Sri Paul Saldanha who is in Bombay. | (T) p. 3 para 2

In view of para 1 above the individual is not entitle to edl. concessions. ~~However this may be kept in abeyance till the~~ | p. reverse

(P.T.O.)

The question can be decided only on ~~receipt~~ receipt of the D.C. ~~and all relevant documents.~~

~~Meanwhile~~ Secy ~~For orders whether~~ the Secy may be asked to examine the D.C on receipt or send it on receipt ~~all the relevant documents~~ to this State Bd. for exam. ~~consideration~~.

A draft L Dis is put up for appl., vide p. 2 C/f.

Jc 5.
4/10

MM.
9.10.57
11

MM.
12.10.57